

I certify this to be a true and correct
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Chief Clerk of the House

FILED FEB 27 2007

By: Guillen

H.B. No. 2070

A BILL TO BE ENTITLED

AN ACT

relating to the confirmation election of the Duval County
Groundwater Conservation District.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 8808.003, Special District Local Laws
Code, is amended to read as follows:

Sec. 8808.003. CONFIRMATION ELECTION REQUIRED. If the
creation of the district is not confirmed at a confirmation
election held before September 1, 2009 [~~2007~~]:

(1) the district is dissolved on September 1, 2009
[~~2007~~], except that:

(A) any debts incurred shall be paid;

(B) any assets that remain after the payment of
debts shall be transferred to Duval County; and

(C) the organization of the district shall be
maintained until all debts are paid and remaining assets are
transferred; and

(2) this chapter expires on September 1, 2012 [~~2010~~].

SECTION 2. Section 8808.023, Special District Local Laws
Code, is amended by adding Subsection (d) to read as follows:

(d) Duval County may pay for any portion of the costs
incident to the district's confirmation election.

SECTION 3. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.

HOUSE COMMITTEE REPORT

1st Printing

07 APR 10 PM 7:18
HOUSE OF REPRESENTATIVES

By: Guillen

H.B. No. 2070

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2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.

COMMITTEE REPORT

The Honorable Tom Craddick
Speaker of the House of Representatives

3/28/07
(date)

Sir:

We, your **COMMITTEE ON NATURAL RESOURCES**

to whom was referred HB 2070 have had the same under consideration and beg to report back with the recommendation that it

- ☒ do pass, without amendment.
☐ do pass, with amendment(s).
☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.
☒ yes ☐ no A fiscal note was requested.
☐ yes ☒ no A criminal justice policy impact statement was requested.
☐ yes ☒ no An equalized educational funding impact statement was requested.
☐ yes ☒ no An actuarial analysis was requested.
☐ yes ☒ no A water development policy impact statement was requested.
☐ yes ☒ no A tax equity note was requested.
☒ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

For Senate Measures: House Sponsor _____

Joint Sponsors: _____

Co-Sponsors: _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Puente, Chair	X			
Hamilton, Vice-chair	X			
Gattis, CBO				X
Creighton	X			
Gallego	X			
Guillen	X			
Hilderbran				X
Laubenberg	X			
O'Day	X			

Total

7 aye
0 nay
0 present, not voting
2 absent

A. H. M. J.
CHAIR

BILL ANALYSIS

H.B. 2070
By: Guillen
Natural Resources
Committee Report (Unamended)

BACKGROUND AND PURPOSE

The Duval County Groundwater Conservation District was legislatively created by the 79th Legislature. This new district has been slow to get organized. H.B. 2070 extends the deadline for the confirmation election from September 1, 2007 to September 1, 2009.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1: Amends Section 8808.003, Special District Local Laws Code to require a confirmation election to take place before September 1, 2009, rather than 2007; stipulates the actions that will follow if the election is not held and the district is, therefore, dissolved on September 1, 2009; and provides an expiration date for the chapter of September 1, 2012, rather than 2010.

SECTION 2: Amends Section 8808.023, Special District Local Laws Code by adding Subsection (d) to authorize Duval County to pay for any portion of the costs incident to the district's confirmation election.

SECTION 3: Effective date: Upon passage, or, if the Act does not receive the necessary vote, the Act takes effect September 1, 2007.

EFFECTIVE DATE

Upon passage, or, if the Act does not receive the necessary vote, the Act takes effect September 1, 2007.

SUMMARY OF COMMITTEE ACTION

HB 2070

March 21, 2007 2:00 PM or upon final adjourn./recess

Considered in public hearing

Left pending in committee

March 28, 2007 2:00 PM or upon final adjourn./recess

Considered in public hearing

Recommended to be sent to Local & Consent

Reported favorably without amendment(s)

2
1

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

March 19, 2007

TO: Honorable Robert Puente, Chair, House Committee on Natural Resources

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2070 by Guillen (Relating to the confirmation election of the Duval County Groundwater Conservation District.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies:

LBB Staff: JOB, WK, DB

HOUSE ENGROSSMENT

By: Guillen

H.B. No. 2070

A BILL TO BE ENTITLED

AN ACT

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[~~2007~~], except that:

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debts shall be transferred to Duval County; and

(C) the organization of the district shall be
maintained until all debts are paid and remaining assets are
transferred; and

(2) this chapter expires on September 1, 2012 [~~2010~~].

SECTION 2. Section 8808.023, Special District Local Laws
Code, is amended by adding Subsection (d) to read as follows:

(d) Duval County may pay for any portion of the costs
incident to the district's confirmation election.

SECTION 3. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as

H.B. No. 2070

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

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Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies:

LBB Staff: JOB, WK, DB

1-1 By: Guillen (Senate Sponsor - Zaffirini) H.B. No. 2070
1-2 (In the Senate - Received from the House April 30, 2007;
1-3 May 2, 2007, read first time and referred to Committee on Natural
1-4 Resources; May 18, 2007, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 18, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the confirmation election of the Duval County
1-9 Groundwater Conservation District.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 8808.003, Special District Local Laws
1-12 Code, is amended to read as follows:

1-13 Sec. 8808.003. CONFIRMATION ELECTION REQUIRED. If the
1-14 creation of the district is not confirmed at a confirmation
1-15 election held before September 1, 2009 [2007]:

1-16 (1) the district is dissolved on September 1, 2009
1-17 [~~2007~~], except that:

1-18 (A) any debts incurred shall be paid;

1-19 (B) any assets that remain after the payment of
1-20 debts shall be transferred to Duval County; and

1-21 (C) the organization of the district shall be
1-22 maintained until all debts are paid and remaining assets are
1-23 transferred; and

1-24 (2) this chapter expires on September 1, 2012 [2010].

1-25 SECTION 2. Section 8808.023, Special District Local Laws
1-26 Code, is amended by adding Subsection (d) to read as follows:

1-27 (d) Duval County may pay for any portion of the costs
1-28 incident to the district's confirmation election.

1-29 SECTION 3. This Act takes effect immediately if it receives
1-30 a vote of two-thirds of all the members elected to each house, as
1-31 provided by Section 39, Article III, Texas Constitution. If this
1-32 Act does not receive the vote necessary for immediate effect, this
1-33 Act takes effect September 1, 2007.

1-34 * * * * *

FAVORABLE
SENATE COMMITTEE REPORT ON

SB SCR SJR SR HB HCR HJR

By

Zaffin
(Author/Senate Sponsor)

May 18, 2007
(date)

We, your Committee on NATURAL RESOURCES, to which was referred the attached measure,
have on 05/18/07, had the same under consideration and I am instructed to report it
(date of hearing)
back with the recommendation (s) that it:

☒ do pass and be printed

☐ do pass and be ordered not printed

☒ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Senator Averitt, Chair	<input checked="" type="checkbox"/>			
Senator Estes, Vice-Chair	<input checked="" type="checkbox"/>			
Senator Brimer	<input checked="" type="checkbox"/>			
Senator Deuell	<input checked="" type="checkbox"/>			
Senator Duncan			<input checked="" type="checkbox"/>	
Senator Eltife	<input checked="" type="checkbox"/>			
Senator Hegar	<input checked="" type="checkbox"/>			
Senator Hinojosa	<input checked="" type="checkbox"/>			
Senator Jackson			<input checked="" type="checkbox"/>	
Senator Seliger	<input checked="" type="checkbox"/>			
Senator Uresti	<input checked="" type="checkbox"/>			
TOTAL VOTES	9	0	2	0

COMMITTEE ACTION

☒ S260 Considered in public hearing
☐ S270 Testimony taken

[Signature]
COMMITTEE CLERK

[Signature]
CHAIRMAN

Paper clip the original and one copy of this signed form to the original bill
Retain one copy of this form for Committee files

WITNESS LIST

HB 2070

Senate Committee Report

Natural Resources

May 17, 2007 - 8:00 AM

Registering, but not testifying:

For:

Russell, Claudia (Bickerstaff, Heath, Pollan, and Caroom L.L.P. (representing Duval)),
Austin, TX

BILL ANALYSIS

Senate Research Center
80R6110 JLL-F

H.B. 2070
By: Guillen (To Be Filed)
Natural Resources
5/9/2007
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

As proposed, H.B. 2070

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 8808.003, Special District Local Laws Code, as follows:

Sec. 8808.003. CONFIRMATION ELECTION REQUIRED. Provides that this chapter expires on September 1, 2012, rather than 2010, if the creation of the Duval County Groundwater Conservation District is not confirmed at a confirmation election held before September 1, 2009, rather than 2007.

SECTION 2. Amends Section 8808.023, Special District Local Laws Code, by adding Subsection (d), as follows:

(d) Authorizes Duval County to pay for any portion of the costs incident to the district's confirmation election.

SECTION 3. Effective date: upon passage or September 1, 2007.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

May 3, 2007

TO: Honorable Kip Averitt, Chair, Senate Committee on Natural Resources

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2070 by Guillen (Relating to the confirmation election of the Duval County Groundwater Conservation District.), **As Engrossed**

No fiscal implication to the State is anticipated.

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies:

LBB Staff: JOB, CT, WK, DB

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

March 19, 2007

TO: Honorable Robert Puente, Chair, House Committee on Natural Resources

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2070 by Guillen (Relating to the confirmation election of the Duval County Groundwater Conservation District.), **As Introduced**

No fiscal implication to the State is anticipated.

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

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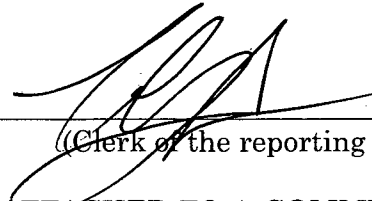
REQUEST FOR LOCAL & UNCONTESTED CALENDAR PLACEMENT

SENATOR KIM BRIMER, CHAIRMAN
SENATE COMMITTEE ON ADMINISTRATION

Notice is hereby given that #B 2070, by Zaffarini,
(Bill No.) (Author/Sponsor)

was heard by the Committee on Natural Resources on 5/18/07,
2007,

and reported out with the recommendation that it be placed on the Local and Uncontested Calendar.



(Clerk of the reporting committee)

IMPORTANT: TWO COPIES OF THIS FORM MUST BE ATTACHED TO A COMMITTEE PRINTED VERSION OF THE BILL OR RESOLUTION AND SHOULD BE DELIVERED TO THE ADMINISTRATION COMMITTEE OFFICE, E1.714. DEADLINES FOR SUBMITTING BILLS AND RESOLUTIONS WILL BE ANNOUNCED ON A REGULAR BASIS.

ENROLLMENT

H.B. No. 2070

AN ACT

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H.B. No. 2070

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.

H.B. No. 2070

President of the Senate

Speaker of the House

I certify that H.B. No. 2070 was passed by the House on April 27, 2007, by the following vote: Yeas 133, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2070 was passed by the Senate on May 23, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor

President of the Senate

Speaker of the House

I certify that H.B. No. 2070 was passed by the House
(1)

on April 27, 2007, by the following vote:
(2)

Yeas 133, Nays 0, 2 present, not voting
(3) (4)

Chief Clerk of the House

I certify that H.B. No. 2070 was passed by the Senate

on May 23, 2007, by the following vote:
(5)

Yeas 31, Nays 0
(6) (7)

Secretary of the Senate

APPROVED:

Date

Governor

**** Preparation: CT24

H.B. No. 2070

By Guillen

A BILL TO BE ENTITLED
AN ACT

relating to the confirmation election of the Duval County Groundwater Conservation District.

FEB 27 2007 Filed with the Chief Clerk

MAR 05 2007 Read first time and referred to Committee on Natural Resources

MAR 28 2007 Reported favorably (~~as amended~~)
(~~as substituted~~)

APR 11 2007 Sent to Committee on (~~Calendars~~)
(Local & Consent Calendars)

APR 27 2007 Read second time (~~as amended~~); passed to third reading (~~failed~~) by a (non-record vote)
(~~record vote of~~) ~~present, not voting~~

APR 27 2007 Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)
by a vote of _____ yeas, _____ nays, _____ present, not voting

APR 27 2007 Read third time (~~as amended~~); finally passed (~~failed~~) by a (~~non-record vote~~)
(record vote of 133 yeas, 0 nays, 2 present, not voting)

APR 27 2007 Engrossed

APR 30 2007 Sent to Senate

Robert Hancey

CHIEF CLERK OF THE HOUSE

OTHER HOUSE ACTION:

APR 30 2007 Received from the House

MAY 02 2007 Read and referred to Committee on NATURAL RESOURCES

MAY 18 2007 Reported favorably _____

MAY 18 2007 Reported adversely, with favorable Committee Substitute; Committee Substitute read first time

MAY 23 2007 Ordered not printed

MAY 23 2007 Laid before the Senate

MAY 23 2007 Senate and Constitutional Rules to permit consideration suspended by _____

MAY 23 2007 Read second time, _____, and passed to third reading by (unanimous consent)
(a viva voce vote)
(_____ yeas, _____ nays)

MAY 23 2007 Senate and Constitutional 3 Day Rules suspended by a vote of 31 yeas, 0 nays

MAY 23 2007 Read third time, _____, and passed by a (viva voce vote)
(31 yeas, 0 nays)

MAY 23 2007 Returned to the House

Patsy Spaw

SECRETARY OF THE SENATE

OTHER SENATE ACTION:

MAY 23 2007

Returned from the Senate (as substituted)
(with amendments)

House concurred in Senate amendments by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

House refused to concur in Senate amendments and requested the appointment of a conference committee
by a (non-record vote) (record vote of _____ yeas, _____ nays, _____ present, not voting)

House conferees appointed: _____, Chair; _____,

Senate granted House request. Senate conferees appointed: _____, Chair;

Conference committee report adopted (rejected) by the House by a (non-record vote)
(record vote of _____ yeas, _____ nays, _____ present, not voting)

Conference committee report adopted (rejected) by the Senate by a (viva voce vote)
(record vote of _____ yeas, _____ nays)

07 APR 10 PM 7:18

HOUSE OF REPRESENTATIVES